



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Köster et al.

Serial No.:

08/933,792

Filed:

Sept. 19, 1997

For:

COMPOSITIONS AND METHODS FOR

IMMOBILIZING NUCLEIC ACIDS TO

SOLID SUPPORTS

Group Art Unit: 1623

Examiner:

Kunz, G.

I hereby certify that this paper and the attached papers are being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents Washington, D.C. 20231, on this date.

05/17/99 Date

Stephanie Seidman

PETITION PURSUANT TO 37 C.F.R. §1.48(a), CORRECTION OF INVENTORSHIP IN A PATENT APPLICATION, OTHER THAN A REISSUE APPLICATION

)

Assistant Commissioner for Patents Washington, D.C. 20231

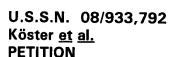
Dear Sir:

This is a Petition pursuant to 37 C.F.R. §1.48(a), correction of inventorship in a patent application other than a reissue application. This Petition seeks to delete Dirk Reuter and G. Scott Higgins as inventors in the above-captioned application. Drs. Reuter and Higgins were inadvertently and without deceptive intent added to the list of joint inventors in the above-captioned application. Enclosed are the following documents in support of this Petition:

- statements signed by Dr. Reuter and Dr. Higgins indicating that the (a) error in inventorship in the above-referenced application occurred without deceptive intent on his part;
- (b) an oath and declaration signed by the actual inventors;
- a check including the fee set forth in 37 C.F.R. §1.17(i) (\$130.00); (c)
- written consent of Sequenom Inc., assignee of the entire title, right (d) and interest in the above-captioned application; and
- (e) a Certificate under 37 C.F.R. §3.73(b) establishing ownership of the instant application by Sequenom Inc (with a copy of the assignment).

90 130.

75/21/1999 TIRMI



REMARKS

Applicant petitions pursuant to 37 C.F.R. §1.48(a) to correct inventorship in the above-captioned application. Any fees, including any submitted herewith if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this paper or with this application during its entire pendency may be charged to Deposit Account No. 08-1641.

Deletion of DIRK REUTER and G. SCOTT HIGGINS as inventors in the above-captioned application is respectfully requested. Drs. Reuter and Higgins are not joint inventors of the subject matter of this application, as stated in the attached Verified Statement of Facts. An amendment requesting their cancellation as inventors of the application accompanies this Petition.

The above-captioned application was transferred to the undersigned for prosecution. Upon review of the application, file history and art of record, and subsequent discussions with the individuals associated with prosecution of the application, it appears that inventorship of the application as filed was not correct. The correct inventors appear to be Hubert Köster and David M., Lough. Attached herewith are statements by Dirk Reuter and G. Scott Higgins indicating that each is not a co-inventor with Hubert Köster and David M., Lough of the subject matter presently claimed and that the inclusio of his name as an inventor occurred without deceptive intent.

Also attached herewith are executed DECLARATIONs of the inventors, Hubert Köster and David M. Lough, pursuant to 37 C.F.R. § 1.63.

Also attached herewith is a statement of the Assignee, Sequenom Inc., pursuant to 37 C.F.R. § 3.73(b) establishing a right to take action and authorizing a change in inventorship as petitioned herein.

Accordingly, correction of inventorship is respectfully requested.





U.S.S.N. 08/933,792 Köster <u>et al.</u> PETITION

Respectfully submitted, HELLER EHRMAN WHITE & McAULIFFE

By:

Stephanie L. Seidman Registration No. 33,779

Attorney Docket No. 24736-2003B

Address all correspondence to:
Stephanie Seidman, Esq.
HELLER EHRMAN WHITE & McAULIFFE
4250 Executive Square, 7th Floor
La Jolla, California 92037

Telephone: 619/450-8400 Facsimile: 619/587-5360 EMAIL: sseidman@hewm.com





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

KÖSTER, HUBERT

Serial No.:

08/933,792

Filed:

September 19, 1997

For:

COMPOSITIONS AND METHODS FOR

IMMOBILIZING NUCLEIC ACIDS TO SOLID

SUPPORTS

Art Unit:

1623

Examiner:

Kunz, G.

ATTACHMENTS TO PETITION

1) Statement by Dirk Reuter;

2) Statement by G. Scott Higgins;

3) Executed Declaration by David M. Lough;

4) Executed Declaration by Hubert Köster;

5) Certification under 37 C.F.R. § 3.73(b) with copy of assignment; and

6) Consent of assignee.